

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the United States Patent Application of :

Applicants: Christian Kropf, :
Ulrike Brüninghaus, :
Amerigo Pastura, :
Michael Meinders, :
Peter Wülknitz, :
Rolf Hempelmann and :
Marcel Roth :

Application Serial No. 09/868,379 :

Filing Date: 08/15/2001 :

Claiming priority of International Application :

PCT/EP99/09683, filed 12/09/1999 :

and German Application :

DE 198 53 662.0, filed 12/18/1998 :

Examiner: Frederick F. Krass

Art Unit: 1614

Title: **FINE SUSPENSIONS OF POORLY SOLUBLE CALCIUM SALTS
AND THEIR USE IN DENTAL CARE PRODUCTS**

Authorization To Charge Deposit Account

Applicants are filing a Request for Continued Examination. The \$810.00 RCE fee is being paid by credit card during the electronic filing procedure. However, in the event the amount paid is incorrect, the Director is authorized to charge any underpayment or credit any overpayment to Deposit Account No. 160750 of the undersigned attorney's law firm.

February 4, 2008
Date

/John S. Child, Jr./
John S. Child, Jr.
Registration No. 28833

ELECTRONICALLY FILED
MAIL STOP—AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

**Amendment and Response
To United States Patent and Trademark Office
Examiner's Action Under 37 C.F.R. Section 1.111**

Dear Sir:

I. Introduction

Applicants' Amendment and Response is to an United States Patent and Trademark Office Examiner's Action dated November 2, 2007. In the Action, the Examiner set a shortened statutory period for Applicants' reply of three months, *i.e.*, by February 2, 2008. February 2, 2008, falls on a Saturday. Accordingly, Applicants' Amendment and Response, which is being filed electronically on Monday, February 4, 2008, is timely under 37 C.F.R. Section 1.7.

The Action is a Final Action. Accordingly, Applicants also submit a Request for Continued Examination with the fee set forth in 37 C.F.R. Section 1.17(e). Under 37 C.F.R. Section 1.114(d), "If an applicant timely files a submission and fee set forth in Section 1.17(e), the Office will withdraw the finality of any Office Action and the submission will be entered and considered." For that reason, Applicants' Amendment and Response is captioned as being under 37 C.F.R. Section 1.111.